



**U.S. DEPARTMENT OF TRANSPORTATION**

FEDERAL HIGHWAY ADMINISTRATION

CALIFORNIA DIVISION

650 Capitol Mall, Suite 4-100

Sacramento, CA. 95814

April 12, 2007

IN REPLY REFER TO

HDA-CA

Document # S50353

Mr. Will Kempton, Director  
California Department of Transportation  
1120 N Street  
Sacramento, CA 95814

Attention: Federal Resources Office, MS #82  
For Rachel Falsetti, Transportation Programming

Dear Mr. Kempton:

SUBJECT: FY 2007 FTIP Amendment No. 5 – Council of Fresno County Governments  
(COFCG)

The Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA) have completed the review of Amendment No. 5 to the COFCG 2007 Federal Transportation Improvement Program (FTIP) that was submitted by your letter dated April 4, 2007. COFCG adopted Amendment No. 5 with Resolution No. 2007-04 on February 22, 2007. With that action, the COFCG Board of Directors approved the program modifications and reaffirmed the consistency of the COFCG FTIP with the applicable State Implementation Plan (SIP) for air quality.

The COFCG 2007 FTIP Amendment No. 5 adds funds to the SHOPP Roadway Preservation program and advances a project from FFY 08/09 to 06/07; adds funds to the SHOPP Collision Reduction program for a new FFY 06/07 project; adds projects to the FTA 5310 program in FFY 07/08; adds a CMAQ project formerly programmed in the 2004 FTIP to the 2007 FTIP for obligation; makes adjustments for local funds on other CMAQ projects; and, adds PE funds to 06/07 for the transportation enhancements program.

These program modifications are exempt from the regional emissions analysis requirements pursuant to the transportation conformity provisions found in 40 CFR Part 93 Sections 126 and 127. This finding has been coordinated with Region 9 of the Environmental Protection Agency (EPA) in accordance with the procedures outlined in the *National Memorandum of Understanding between DOT and EPA on Transportation Conformity*, dated April 25, 2000. Therefore, we find that the FTIP continues to conform to the applicable State Implementation Plan (SIP).

Pursuant to the July 15, 2004, *Memorandum of Understanding between the Federal Highway Administration, California Division, and the Federal Transit Administration, Region IX*, we

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accept the modifications to the 2007 Federal Statewide Transportation Improvement Program (FSTIP) for the COFCG region in accordance with the Federal statewide and metropolitan transportation planning regulations codified in 23 CFR Part 450. We find that COFCG's 2007 FTIP, through Amendment No. 5, was developed through a continuing, cooperative, and comprehensive transportation planning process carried out in accordance with the metropolitan planning provisions of 23 U.S.C. Chapter 134, and 49 U.S.C. Chapter 53. This approval is provided with the understanding that the FTA funding approval on the individual projects contained in the FSTIP are subject to grantees meeting all necessary FTA administrative requirements.

This letter constitutes approval and inclusion of the COFCG's FTIP Amendment No. 5 into California's 2006/07 – 2008/09 FSTIP.

If you have questions or need additional information concerning our approval for this COFCG FSTIP amendment, please contact Steven Luxenberg ([steve.luxenberg@fhwa.dot.gov](mailto:steve.luxenberg@fhwa.dot.gov)) of the FHWA California Division office at (916) 498-5066.

Sincerely,

*/s/ K. Sue Kiser*

For  
Gene K. Fong  
Division Administrator

cc: (e-mail)

Karina O'Connor, EPA

Paul Page, FTA

Penny Gray, Caltrans HQ

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COFCG TIP Binder